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10 Attorneys for *Defendant* **QUICKEN LOANS INC.**

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12 Shawna Derringer
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14 San Marcos, California 92078.

15 *Plaintiff in pro per*

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17 **UNITED STATES DISTRICT COURT**
18 **SOUTHERN DISTRICT OF CALIFORNIA**

19 SHAWNA DERRINGER,
20 Plaintiff,
21 v.
22 QUICKEN LOANS INC.,
23 Defendant.

24 Case No.: 3:16-cv-01228-BAS-WVG
25 Hon. District Judge Cynthia Bashant
26 Hon. Mag. Judge William V. Gallo

27 **JOINT MOTION TO DISMISS
28 COMPLAINT PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(a)(1)(A)(ii)**

29 **Hearing: [No Hearing Required]**

30 Action Filed: May 4, 2016
31 Trial Date: NA

32 Pursuant to Local Civil Rule 7.2 and this Court's Standing Order, *plaintiff*
33 Shawna Derringer ("Plaintiff"), *in pro per*, and *defendant* Quicken Loans Inc.
34 ("Quicken Loans"), through its attorneys of record, hereby jointly move the Court for
35 an order dismissing this case *with prejudice* pursuant to Federal Rule of Civil
36 Procedure 41(a)(1)(A)(ii). This motion is made with reference to the following facts:
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38 /././

1 1. On May 4, 2016, Plaintiff commenced this action by filing a complaint (the
2 "Complaint") against Quicken Loans in the Superior Court of the State of California
3 for the County of San Diego (the "Action").

4 2. Quicken Loans removed the Action to this Court on May 23, 2016, and filed an
5 answer to the Complaint on June 30, 2016.

6 3. Subsequently, the Parties were able to resolve all issues raised in the Complaint
7 and therefore desire to dismiss the Action. The Parties agree that they shall bear their
8 own fees and costs, including all attorneys' fees, incurred in connection with the
9 Action.

10 Based upon the foregoing, the Parties respectfully request that the Court:

11 1. Dismiss the Action *with prejudice* pursuant to Federal Rule of Civil
12 Procedure 41(a)(1)(A)(ii);
13 2. Vacate all future hearing dates in the Action.

14 DATED: 7/20/16

15 By: 
16 SHAWNA DERRINGER
17 Plaintiff in pro per

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DATED: 7/21/16

McGLINCHEY STAFFORD

By: 
DHRUV M. SHARMA
BRIAN A. PAINO
Attorneys for Defendant QUICKEN LOANS
INC.

PROOF OF SERVICE

STATE OF CALIFORNIA }
COUNTY OF ORANGE } ss.

I, Carol Rico, declare:

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 18201 Von Karman Ave., Suite 350, Irvine, California 92612.

On July 21, 2016, I served the document(s) described as: **JOINT MOTION TO DISMISS COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(A)(ii)** as follows:

BY MAIL: As follows:

FEDERAL – I deposited such envelope in the U.S. mail at Irvine, California, with postage thereon fully prepaid,

BY OVERNIGHT COURIER SERVICE as follows: I caused such envelope to be delivered by overnight courier service to the offices of the addressee. The envelope was deposited in or with a facility regularly maintained by the overnight courier service with delivery fees paid or provided for.

BY EMAIL SERVICE as follows: By email or electronic transmission: Based on any agreement between the parties and/or as a courtesy, I sent the document(s) to the person(s) at the email address(es) listed on the service list. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

BY CM/ECF NOTICE OF ELECTRONIC FILING: I caused said document(s) to be served by means of this Court's Electronic transmission of the Notice of Electronic Filing through the Court's transmission facilities, to the parties and/or counsel who are registered CM/ECF users set forth in the service list obtained from this Court. Pursuant to Electronic Filing Court Order, I hereby certify that the above documents(s) was uploaded to the website and will be posted on the website by the close of the next business day and the webmaster will give e-mail notification to all parties.

FEDERAL: I declare that I am employed in the office of a member of the State Bar of this Court at whose direction the service was made.

Executed on July 21, 2016, at Irvine, California.

 Carol Rico

1 **SERVICE LIST**

2 **USDC, Southern District Case No. 3:16-cv-01228-BAS-WVG**
3 **SHAWNA DERRINGER v. QUICKEN LOANS, INC., et al.**
4 **File # 102369.0045**

5 Shawna Derringer
6 1200 High Bluff Avenue
7 San Marcos, CA 92078

8 Plaintiff, **In Pro Per**

9 (Via Email – Return Receipt Requested)
10 (Via Federal Express)

11 Tel.: (858) 449-6046
12 Email: sderringer@gmail.com
13 disputeresolutions@outlook.com